

**Court of Appeals, Division One**  
**Civil Appeal**

**1 CA-CV 15-0717**

**CC PARTNERS v. CAPITAL et al.**

**Appellate Case Information**

Case Filed: 29-Oct-2015  
Case Closed:

**Dept/Composition**

**Side 1. CC PARTNERS, LLC, an Arizona limited liability company dba COLLIERS INTERNATIONAL, Plaintiff/Appellant**

**(Litigant Group) CC PARTNERS LLC**

- CC Partners LLC
- Colliers International

**Attorneys for: Plaintiff/Appellant**

Dennis I Wilenchik, Esq. (AZ Bar No. 5350)  
Tyler Q Swensen, Esq. (AZ Bar No. 15322)

**Side 2. CAPITAL ASSET MANAGEMENT, LLC, an Arizona limited liability company; KIT STROLE, an individual; AARON STROLE and RACHELLE STROLE, husband and wife, Defendant/Appellee**

**(Litigant Group) CAPITAL ASSET MANAGEMENT et al.**

- Capital Asset Management LLC
- Kit Strole
- Aaron Strole
- Rachelle Strole

**Attorneys for: Defendants/Appellees**

Christopher M McNichol, Esq. (AZ Bar No. 11023)

**CASE STATUS**

May 9, 2016.....At Issue

PREDECESSOR CASE(S)	Cause/Charge/Class	Judgment/Sentence	Judge, Role <Comments>	Trial	Dispo
MAR CV2013-015364	Breach of Contract; Conversion; Bad Faith; Unjust Enrichment		Mark H Brain, Authoring Judge of Order		

**25 PROCEEDING ENTRIES**

1.	29-Oct-2015	FILED: Index of Record, Notice of Appeal from Maricopa County Superior Court filed 09/30/15			
2.	29-Oct-2015	FILED: e-Record on Appeal: Instruments/Minute Entries Exhibits - not sent at this time			
3.	3-Nov-2015	FILED: Notice to Parties re: Appellant's Fee/Case Management Statement/Brief Due			
4.	5-Nov-2015	FILED: Plaintiff/Appellant's Notice/Certificate of Compliance Regarding Payment of Filing Fee; Certificate of Service regarding Plaintiff/Appellant's Notice of Payment of Filing Fee			
5.	10-Nov-2015	RECEIPT No.: 2015-01567 ; \$280.00, Authorization: #13017245756, Applied to: CC PARTNERS LLC - Class A Filing Fee (\$280.00) Paid for: Wilenchik & Bartness PC - By Integrated Resource Systems IN			
6.	16-Nov-2015	FILED: Appellee's Notice re: Appellee's Fee/Appellant's Brief Due			
7.	18-Nov-2015	RECEIPT No.: 2015-01617 ; \$140.00, Check Number: # 526651, Applied to: CAPITAL ASSET MANAGEMENT et al. - Class B Filing Fee (\$140.00) Paid for: - By Gust Rosenfeld PLC			
8.	23-Nov-2015	FILED: Case Management Statement; Certification of Service (Appellant)			
9.	4-Dec-2015	FILED: Plaintiff/Appellants' Notice of Lodging Transcript; Certificate of Service re: Plaintiff/Appellants' Notice of Lodging Transcript; Reporter's Transcript - 08/22/2014 - Oral Argument (Debra Price) (Appellant)			
10.	22-Dec-2015	FILED: Plaintiff/Appellant's Motion for Procedural Order and First Request to Extend Time to File Opening Brief; Certificate of Service (Appellant)			
11.	23-Dec-2015	ORDERED: Plaintiff/Appellant's Motion for Procedural Order and First Request to Extend Time to File Opening Brief (Appellant) = GRANTED in part. Due date EXTENDED from Monday, 01-04-2016 to Wednesday, 02-03-2016. Melina Brill ProTem Judge - Author			

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**25 PROCEEDING ENTRIES**

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| 12. | 1-Feb-2016  | FILED: Certificate of Service regarding Plaintiff/Appellants' Notice of Lodging Transcript; Certificate of Service regarding Plaintiff/Appellants' Notice of Lodging Transcript (duplicate)  |
| 13. | 1-Feb-2016  | FILED: Plaintiff/Appellants' Notice of Lodging Transcript; Certificate of Service regarding Plaintiff/Appellants' Notice of Lodging Transcript   |
| 14. | 3-Feb-2016  | FILED: Appellant's Opening Brief; Certificate of Compliance; Certificate of Service  |
| 15. | 8-Mar-2016  | FILED: Defendants/Appellees' Motion for Procedural Order and First Request to Extend Time to File Answering Brief; Certificate of Service (Appellee)   |
| 16. | 9-Mar-2016  | ORDERED: Defendants/Appellees' Motion for Procedural Order and First Request to Extend Time to File Answering Brief (Appellee) = GRANTED. Due date EXTENDED from Monday, 03-21-2016 to Thursday, 03-31-2016. Barbara Vidal Vaught ProTem Judge - Author  |
| 17. | 10-Mar-2016 | RECEIPT No.: 2016-00318 ; \$140.00, Authorization: #69015804365, Applied to: CAPITAL ASSET MANAGEMENT et al. - Overpayment Class B (\$140.00) Paid for: Gust Rosenfeld PLC - By Integrated Resource Systems IN (Memo: Duplicate Pmt - See Rcpt 2015-01617 - Refund needed)   |
| 18. | 31-Mar-2016 | FILED: Appellees' Answering Brief; Certificate of Compliance; Certificate of Service (Appellee)  |
| 19. | 20-Apr-2016 | FILED: Letter, 4/20/16, from COA1 to Gust Rosenfeld PLC re: refund of monies submitted in error  |
| 20. | 22-Apr-2016 | FILED: Plaintiff/Appellants Motion for Procedural Order and First Request to Extend Time to File Reply Brief; Certificate of Service (Appellant)   |
| 21. | 26-Apr-2016 | ORDERED: Plaintiff/Appellants Motion for Procedural Order and First Request to Extend Time to File Reply Brief (Appellant) = GRANTED. Due date EXTENDED from Monday, 04-25-2016 to Monday, 05-09-2016. Melina Brill ProTem Judge - Author  |
| 22. | 9-May-2016  | FILED: Appellant's Reply Brief; Certificate of Compliance; Certificate of Service (Appellant)  |
| 23. | 6-Jun-2016  | FILED: Memorandum – to Clerk of Superior Court Re: any additional record not already transmitted due within 10 days  |
| 24. | 16-Jun-2016 | FILED: Supplemented Superior Court e-Record with Revised Index of Record (inlcuding Reporter's Transcript - 05/05/2015 - Deposition of Rachelle Strole (Marty Herder); Reporter's Transcript - 05/05/2015 - Deposition of Jason Hersker (Marty Herder); Reporter's Transcript - 05/11/2015 - Deposition of James Rizzo (Colleen L Darkow)) |
| 25. | 16-Jun-2016 | FILED: Additional Record on Appeal<br>Exhibits: HD 6/8/15 -LIST# 1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 30 32 33 37 in manila envelope  |